

# **COMMITTEE AMENDMENT FORM**

**DATE: 01/27/10**

**COMMITTEE    ZONING            PAGE NUM(S)**

**ORDINANCE I. D.    #10-O-0027            SECTION (S)**

**RESOLUTION I. D. #09-R-            PARA.**

**AMENDS THE LEGISLATION BY ADDING FOUR (4)  
CONDITIONS ONE OF WHICH IS A SITE PLAN DATED  
RECEIVED BY THE BUREAU OF PLANNING SEPTEMBER 08,  
2009.**

**AMENDMENT DONE BY COUNCIL STAFF 01/27/09.**

Municipal Clerk  
Atlanta, Georgia

**10-O-0027**

AN AMENDED ORDINANCE  
BY: ZONING COMMITTEE

U-09-16

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-06.005 (1)(g)) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **PERSONAL CARE HOME**, is hereby granted. Said use is granted to **ANNIE L. BARBER** and is to be located at **350 SCHOEN STREET, S.E.**, to wit:

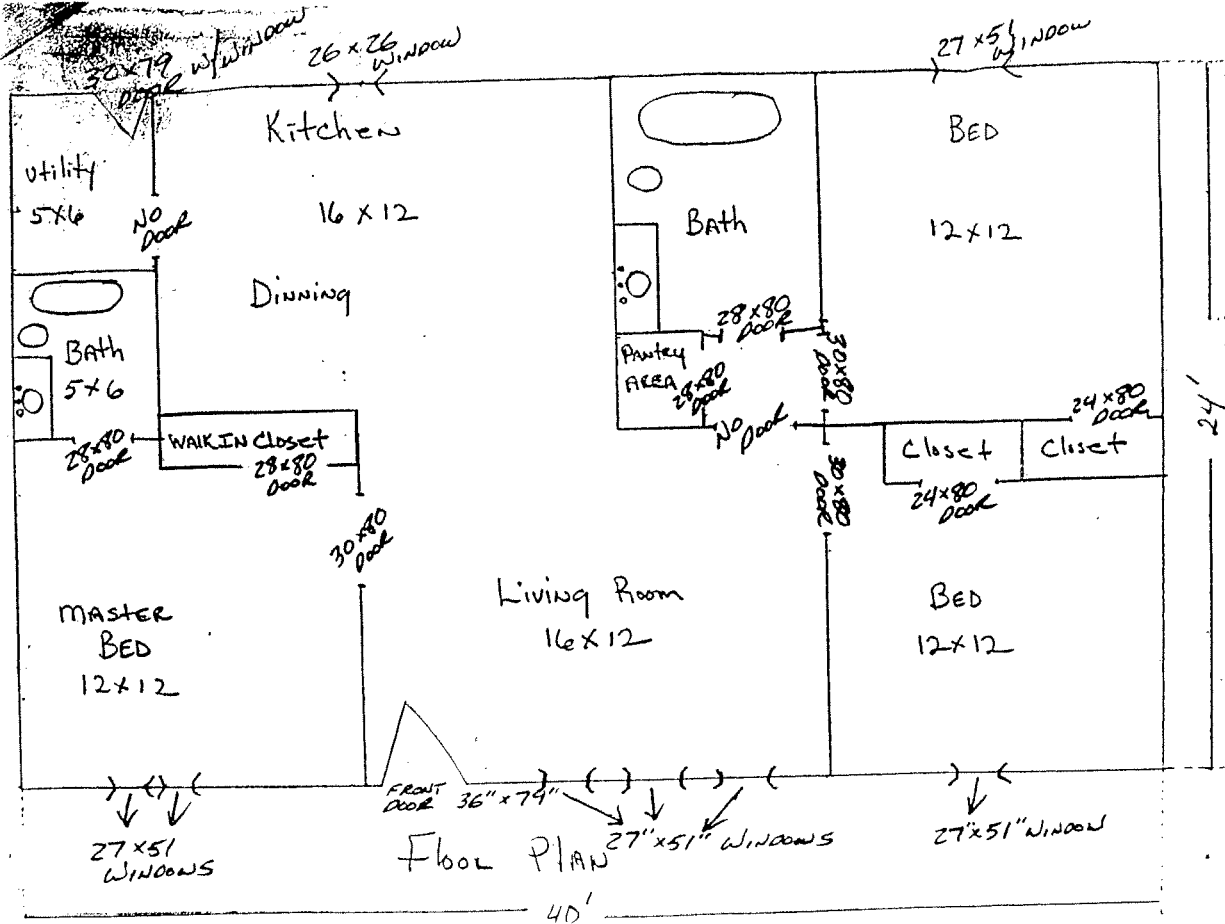
ALL THAT TRACT or parcel of land lying and being in Land Lot 43, 14<sup>th</sup> District, Fulton County, Georgia, being more particularly described by the attached legal description and/or map.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

**Conditions for U-09-16 for 350 Schoen Street, S.E.**

1. The site plan for 350 Schoen Street, received by the Bureau of Planning on September 8, 2009.
2. The special use permit shall expire three years from the date of adoption by the City Council.
3. The special use permit shall be valid only as long as Rosaleana's Community Development Center, Inc., is the operator of the personal care home.
4. The maximum number of clients served shall be three (3).

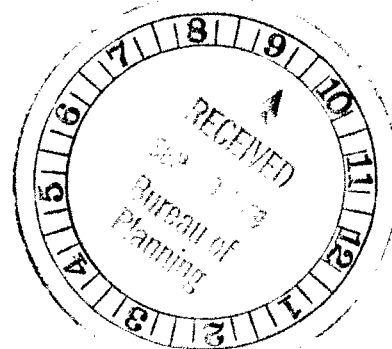


EXISTING FOU  
AND FLOOR,  
TO BE REPL.

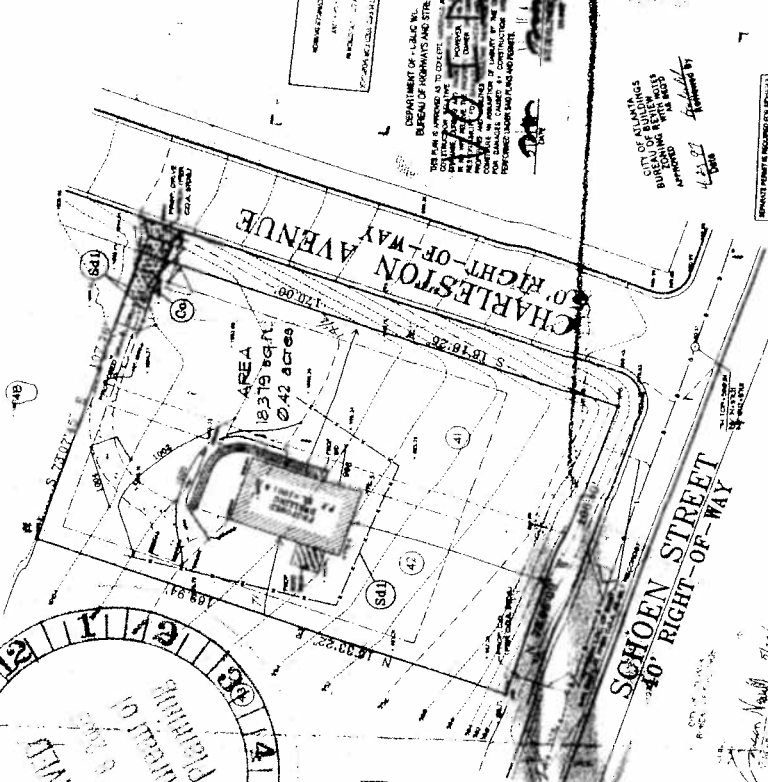
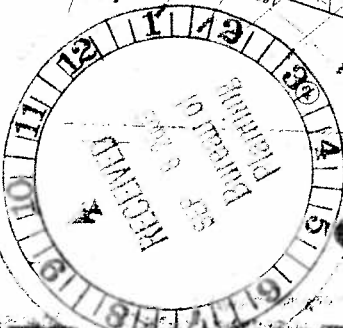
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Bureau of Planning  
JAN 11 1977  
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Bureau of Planning  
JAN 11 1977  
JAN 11 1977

J-9-16



U-09-16



DEPARTMENT OF PUBLIC WORKS  
BUREAU OF HIGHWAYS AND STREETS  
CITY OF ALABAMA  
BUREAU OF HIGHWAYS AND STREETS  
CITY OF ALABAMA

DEPARTMENT OF PUBLIC WORKS  
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BUREAU OF HIGHWAYS AND STREETS  
CITY OF ALABAMA

PRIVATE DRIVE IS LOCATED ON THE  
EAST SIDE OF THE LOT  
CONSTRUCTION OF THE DRIVE IS  
THE RESPONSIBILITY OF THE  
OWNER

GRAPHIC SCALE

GENERAL NOTES

1. THE LOCATION OF THE SITE IS SHOWN BY THE DOTTED LINE.  
2. THE SITE IS LOCATED IN THE CITY OF ALABAMA.  
3. THE SITE IS LOCATED IN THE CITY OF ALABAMA.  
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VEGETATION PLAN

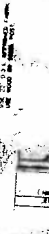
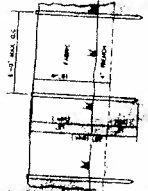
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LEGEND

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GRADING NOTES

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10. THE GRADING NOTES IS SHOWN BY THE DOTTED LINE.



60 CONSTRUCTION EXIT

60 SLOPE (TYPE 'B')

Municipal Clerk  
Atlanta, Georgia

10- 0-0027

U-09-16

AN ORDINANCE  
BY:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-06.005 (1)(g)) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **PERSONAL CARE HOME**, is hereby granted. Said use is granted to **ANNIE L. BARBER** and is to be located at **350 SCHOEN STREET, S.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 43, 14<sup>th</sup> District, Fulton County, Georgia, being more particularly described by the attached legal description and/or map.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

Deed Book 47670 Pg 250  
Cathelene Robinson  
Clerk of Superior Court  
Fulton County, Georgia

ALL THAT TRACT or parcel of land lying and being in Land Lot 39 of the 14th District of Fulton County, Georgia, being Lots 41 and 42 in the Subdivision of the Turman Property as per plat recorded in Plat Book 8, Page 78, Fulton County Records, and more particularly described as follows:

BEGINNING at a point formed by the intersection of the Northwestern side of Schoen Street with the Southwesterly side of Charleston Ave.; running thence Southwesterly along the Northwestern side of Schoen Street, One Hundred Eight and Five-tenths (108.5) feet to a point and Lot 43, said Subdivision; said point being Four Hundred Sixty One and Eight-tenths (461.8) feet Northeasterly from the intersection formed by the Northwestern side of Schoen Street with the Northerly side of Jonesboro Road; running thence Northwesterly along the Northeasterly line of said Lot 43, One Hundred Seventy (170) feet to Lot 48, said Subdivision; running thence Northeasterly along the Southeasterly line of said Lot 48, One Hundred Eight and Five tenths (108.5) feet to a point on the Southwesterly side of Charleston Avenue, which last mentioned point is Two Hundred Seventy Six (276) feet Southeasterly from the intersection formed by the Southwesterly side of Charleston Avenue with the Southerly side of S. Bend Street; running thence Southeasterly along the Southwesterly side of Charleston Avenue, One Hundred Seventy (170) feet to the POINT OF BEGINNING; being vacant property known as No. 1811 Charleston Avenue and No. 350 Schoen Street, S.E., according to the present system of numbering houses in the City of Atlanta, Georgia.

RECEIVED

SEP 8 1906

CLERK OF SUPERIOR COURT

U-09-16

RCS# 3344  
10/05/09  
2:59 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

09-O-1697, 09-O-1698, 09-O-1699

REFER ZRB/ZONE

YEAS: 14  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	B Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

MULTIPLE



DEPARTMENTAL AUTHORIZATION

CHAIRMAN	
<i>Mark P. De la</i>	
DATE	11-13-03
UNIT	December 2003
ZONING REVIEW BOARD	
DIFFERENTIAL	

# 09-0-1697

(Do Not Write Above This Line)

ORDINANCE  
U-09-16  
Y: ZONING COMMITTEE

**U-09-16-** An Ordinance granting a Special Use permit for a Personal Care Home pursuant to Section 16-06.005 (1) (g) for property located at 150 Schoen Street, S.E. fronting approximately 108.50 feet on the north side of Schoen Street at the south west corner of the intersection of Schoen Street and Charleston Avenue. Depth: approximately 170 feet. Area: 0.42 acres. Land lot 39, 14<sup>th</sup> District, Fulton County, Georgia.  
OWNER: ANNIE L. BARBER  
APPLICANT: ANNIE L. BARBER  
COUNCIL DISTRICT 1

First Reading  
Committee Date  
Chair  
Referred To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

MAYOR'S ACTION

CERTIFIED

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☐ RC Vote

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred 10/05/08

Referred To: ZPC/2010/03

Date Referred

Referred To:

Date Referred

Referred To: